

**UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF PUERTO RICO**

**UNITED STATES OF AMERICA**  
**Plaintiff**

**v.**

**LORENZO ROSARIO-DE LA CRUZ**  
**Defendant-Petitioner**

**Cr. 98-020-01(JAF)**

**MOTION TO VACATE, SET ASIDE OR CORRECT CRIMINAL SENTENCE  
PURSUANT TO 28 U.S.C. 2255, BLAKELY V. WASHINGTON 542 U.S. \_\_ (06/24/2004)  
AND DODD V. UNITED STATES 545 U.S. \_\_ (06/20/2005)**

**TO THE HONORABLE COURT:**

Comes now the Defendant-Petitioner, Lorenzo Rosario-De La Cruz, by and through the undersigned counsel, and very respectfully states, informs, and prays as follows:

1. Defendant-Petitioner Lorenzo Rosario-De La Cruz respectfully moves this Honorable Court, sentencing U.S. District Judge, to vacate, set aside or correct his criminal sentence pursuant to Blakely v. Washington 542 U.S. \_\_ (06/24/2004) and Dodd v. U.S. 545 U.S. \_\_ (06/20/2005).

THEREFORE, for the above stated reasons, the Defendant-Petitioner prays this Honorable Court to vacate, set aside or correct his criminal sentence pursuant to Blakely v. Washington 542 U.S. \_\_ (06/24/2004) and Dodd v. U.S. 545 U.S. \_\_ (06/20/2005), and any other remedy pursuant to law.

I do certify that on this date I electronically filed the foregoing Motion to Vacate, Set Aside or Correct Criminal Sentence Pursuant to 28 U.S.C. 2255, *Blakely v. Washington* 542 U.S. (06/24/2004) and *Dodd V. United States* 545 U.S. (06/20/2005) with the Clerk of the Court, using the CM/ECF system, which will send notification to the United States Attorney's Office, Torre Chardon, 350 Carlos Chardon St., Suite 1201, San Juan, P.R. 00918.

Respectfully submitted, in San Juan, Puerto Rico, today, June 23, 2005.

FOR DEFENDANT-PETITIONER  
LORENZO ROSARIO-DE LA CRUZ

S/ RAFAEL ANGLADA-LOPEZ  
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